



General Assembly

## ***Amendment***

***February Session, 2022***

**LCO No. 4511**



Offered by:

REP. D'AGOSTINO, 91<sup>st</sup> Dist.

To: Subst. House Bill No. **5331**

File No. 203

Cal. No. 185

### ***"AN ACT CONCERNING THE LIQUOR CONTROL ACT AND RELATED STATUTES."***

1 Strike section 1 in its entirety and substitute the following in lieu  
2 thereof:

3 "Section 1. (NEW) (*Effective from passage*) (a) For the purposes of this  
4 section:

5 (1) "Eligible domestic manufacturer" means the holder of a  
6 manufacturer permit for (A) spirits issued under subsection (a) of  
7 section 30-16 of the general statutes, (B) beer issued under subsection (b)  
8 of section 30-16 of the general statutes, as amended by this act, (C) a farm  
9 winery issued under subsection (c) of section 30-16 of the general  
10 statutes, or (D) wine, cider and mead issued under subsection (d) of  
11 section 30-16 of the general statutes;

12 (2) "Eligible foreign manufacturer" means an out-of-state person who,  
13 or out-of-state entity that, (A) holds a valid permit or license issued by  
14 another state that authorizes such person or entity to manufacture

15 alcoholic liquor in such state, (B) manufactured not more than fifty  
 16 thousand gallons of alcoholic liquor annually for the three years  
 17 preceding such person's or entity's participation in a festival, (C)  
 18 distributes the alcoholic liquor such person or entity manufactures  
 19 through a wholesaler permit issued under section 30-17 of the general  
 20 statutes, and (D) (i) holds (I) an out-of-state shipper's permit for  
 21 alcoholic liquor other than beer issued under section 30-18 of the general  
 22 statutes, (II) an out-of-state winery shipper's permit for wine issued  
 23 under section 30-18a of the general statutes, or (III) an out-of-state  
 24 shipper's permit for beer issued under section 30-19 of the general  
 25 statutes, or (ii) maintains an active alcoholic liquor brand registration  
 26 with the Department of Consumer Protection;

27 (3) "Eligible manufacturer" means (A) an eligible domestic  
 28 manufacturer, or (B) an eligible foreign manufacturer; and

29 (4) "Festival sponsor" means an entity operating on a nonprofit basis  
 30 in this state, including, but not limited to, (A) an association, or a  
 31 subsidiary of an association, that promotes manufacturing and selling  
 32 alcoholic liquor in this state, (B) a civic organization operating in this  
 33 state, and (C) a municipality in this state.

34 (b) A festival permit shall allow a festival sponsor to organize and  
 35 sponsor a festival in this state in accordance with the provisions of this  
 36 section by inviting eligible manufacturers to participate in such festival.  
 37 Each festival permit issued by the Commissioner of Consumer  
 38 Protection under this section shall be effective for not more than four  
 39 consecutive days, and shall allow the festival sponsor to hold the festival  
 40 on the days and times permitted under subsection (j) of section 30-91 of  
 41 the general statutes, as amended by this act. The fee for each festival  
 42 permit shall be seventy-five dollars.

43 (c) The commissioner shall not issue a festival permit under this  
 44 section unless the festival sponsor has received all approvals required  
 45 under local fire and zoning regulations.

46 (d) The festival sponsor shall disclose to each person who purchases

47 admission to the festival, at the time such person purchases such  
48 admission, any and all restrictions or limitations of such admission,  
49 including, but not limited to, the maximum number of glasses or other  
50 receptacles suitable to permit the consumption of alcoholic liquor such  
51 person is entitled to receive by virtue of purchasing such admission.

52 (e) Any municipality may, by ordinance or zoning regulation,  
53 prohibit festivals in such municipality.

54 (f) Any eligible manufacturer may participate in a festival organized  
55 and sponsored by a festival sponsor that invites such eligible  
56 manufacturer to participate in such festival.

57 (g) Each participating eligible manufacturer may, during the festival  
58 and for the alcoholic liquor such participating eligible manufacturer has  
59 manufactured:

60 (1) Offer to festival visitors free or paid samples or tastings of  
61 alcoholic liquor for consumption on the festival premises, in accordance  
62 with the provisions of section 30-16 of the general statutes, as amended  
63 by this act; and

64 (2) Unless such participating eligible manufacturer is the holder of an  
65 out-of-state shipper's permit for beer issued under section 30-19 of the  
66 general statutes:

67 (A) Sell and directly ship to festival visitors, if allowed under section  
68 30-16 of the general statutes, as amended by this act, alcoholic liquor  
69 that such participating eligible manufacturer sells to festival visitors at  
70 such festival;

71 (B) Sell, at retail, for consumption off the festival premises and in  
72 accordance with the provisions of section 30-16 of the general statutes,  
73 as amended by this act, bottles and other sealed containers of alcoholic  
74 liquor; and

75 (C) Sell, at retail, alcoholic liquor by the glass or receptacle for  
76 consumption on the festival premises, provided each such glass or

77 receptacle is embossed or otherwise permanently labeled with the name  
78 and date of the festival.

79 (h) No participating eligible manufacturer may give, offer or sell to  
80 any person or entity any alcoholic liquor that:

81 (1) Such participating eligible manufacturer has not manufactured;  
82 and

83 (2) Has not been assigned to the holder of a wholesaler permit issued  
84 under section 30-17 of the general statutes.

85 (i) A municipality may, by ordinance or zoning regulation, require  
86 festival sponsors to ensure that:

87 (1) Restrooms, or enclosed portable toilets, are available either on or  
88 near the festival premises; and

89 (2) Food is available to festival visitors for consumption on the  
90 festival premises during all operating hours, provided no such  
91 ordinance or zoning regulation shall require that food be purchased  
92 with an alcoholic beverage.

93 (j) Festival sponsors shall be exempt from the requirements to affix  
94 and maintain a placard, as provided in subdivision (3) of subsection (b)  
95 of section 30-39 of the general statutes, as amended by this act. The  
96 provisions of subsection (c) of section 30-39 of the general statutes, as  
97 amended by this act, shall not apply to festival permits."

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	New section
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